



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dimitri T. Azar

Art Unit : 3738

Serial No. : 10/712,294

Examiner : William H. Matthews

Filed : November 13, 2003

Title : ABERRATION-CORRECTING VISION PROSTHESIS

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the action mailed March 22, 2006, applicant elects the invention of Group I drawn to the embodiment of species (b). The election is made with traverse.

This reply being filed concurrently with a preliminary amendment of the claims. In that amendment, Applicant amends claim 18 to depend on claim 1. Accordingly, the reasons advanced for the restriction are rendered moot.

In compliance with MPEP § 809.02(a), Applicant is including in this reply "a proper election along with a listing of all claims readable thereon, including any claims subsequently added." Thus, the following is a listing of claims, as amended in the concurrently filed preliminary amendment, readable on the elected species (b) of Group I: 1, 8-11, and 13-17.

Applicant has understood the Examiner's identification of species (b) "memory element" as including embodiments of the invention that include a memory element. Claim 1 has been amended to include a memory element. Accordingly, claim 1, and all claims dependent thereon, are now readable on elected species (b).

Applicant has withdrawn claim 18 of Group II. In order to retain the right to rejoinder, Applicant has amended this withdrawn method claim in the concurrently filed preliminary

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

May 18, 2006

Date of Deposit

Meredith A. Finch
Signature

Meredith A. Finch

Typed or Printed Name of Person Signing Certificate

Applicant : Dimitri T. Azar
Serial No. : 10/712,294
Filed : November 13, 2003
Page : 2 of 2

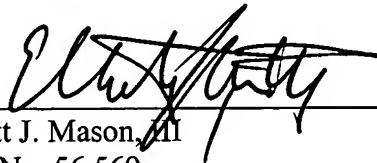
Attorney's Docket No.: 00633-041001 / 03/037A

amendment to depend from claim 1, thus requiring all the limitations of the elected invention (as directed by MPEP § 821.04).

Please apply any charges or credits to Deposit Account No. 06-1050, referencing Attorney's Docket No. 00633-041001.

Respectfully submitted,

Date: 5-18-06



Elliott J. Mason, II
Reg. No. 56,569

Fish & Richardson P.C.
Telephone: (617) 542-5070
Facsimile: (617) 542-8906